IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

WP(C).No. 31913 of 2007(Y)

PETITIONER:

V.C.JOSE.C.J'S PLY GLASS
C.J.TOWER, ROOM NOS. 18, 19 AND 20
IKKANDA WARRIER ROAD, THRISSUR.

BY ADV. SRI.JIJO PAUL

RESPONDENTS:

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1. THE SECRETARY
THRISSUR MUNICIPAL CORPORATION
THRISSUR.

2. THE HEALTH OFFICER,
THRISSUR MUNICIPAL CORPORATION,.THRISSUR.

3. THE KERALA STATE POLLUTION CONTROL
BOARD, DISTRICT OFFICE THRISSUR,REPRESENTED BY
THE ENVIRONMENTAL ENGINEER.

4. THE KERALA STATE POLLUTION CONTROL
BOARD, DISTRICT OFFICE THRISSUR,
REPRESENTED BY THE ENVIRONMENTAL ENGINEER.

5. P.L.RAFI,S/O.LONAPPAN
ROOM NO.14,C.J.TOWER
IKKANDA WARRIER ROAD, THRISSUR.

6. C.A.RAFI,S/O.ANTONY
ROOM NO.14,C.J.TOWER
IKKANDA WARRIER ROAD, THRISSUR.

SC SRI.M.K.CHANDRAMOHAN DAS (PCB)
BY ADV. SRI.K.B.MOHANDAS,SC,THRISSUR CORPORATION
SRI.LELLULAL T.G.THUNDATHIL
SRI.K.A.SREEJITH
SRI.M.R.DHANIL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 31913 OF 2007

Dated this the 29th day of October , 2007

JUDGMENT

Heard Sri.Jijo Paul, the learned counsel for the petitioner, Sri.M.K.Chandramohan Das, the learned Standing Counsel for the Pollution Control Board and Sri.K.B.Mohan Das, the learned Standing Counsel for the respondent Corporation.

2. Having considered the averments in the writ petition and the various grounds raised, I am of the view that the only relief which can be legitimately aspired for by the petitioner is a hearing opportunity when the Corporation is considering the question of issue of licence to the respondents 5 and 6. I dispose of this writ petition issuing the following directions:

If any application for licence (for the purpose manufacture of chemicals, detergents, etc.) filed by respondents 5 and 6 is pending before the Corporation, the Corporation will issue notice to the petitioner also before final orders are passed on that licence application.

PIUS C. KURIAKOSE,

JUDGE.

dpk